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April 14, 2003

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**VIA FACSIMILE**

David P. Blanke, Esq.  
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The Terrace 7  
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Suite 100  
Austin, Texas 78746

Re: *Baylor College of Medicine, et al. v. Clontech Laboratories, Inc. v. Invitrogen Corp.*  
Cause No. 2001-61352

Dear David:

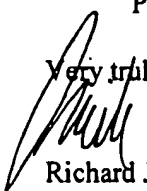
Further to my request at the conclusion of the April 14, 2003 deposition of Charles Lipsey, please provide us with the following documents immediately:

- (1) the exhibits marked at Ruo Bo Zhang's deposition, and
- (2) all documents relating to all continuations from or other U.S. patent applications related to the '808 patent

With regard to the latter request, we are aware that at least one such continuation application exists. In particular, as shown on the enclosed Patent Application Information Retrieval search of continuity data, U.S. Patent Application 09/122,384 is a pending continuation application from the application that matured into the '808 patent. Clontech long ago requested information pertaining to Baylor's '808 patent. Baylor chose to object to providing such information and required Clontech to file a (pending) Motion to Compel. As demonstrated in the questions you posed to Mr. Lipsey, these documents are relevant to the claims and defenses in this action.

Please let us know when we may expect to receive the requested documents.

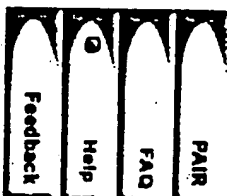
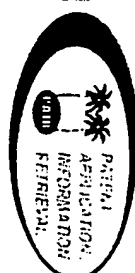
Very truly,

  
Richard J. Oparil  
Enclosures

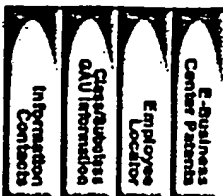
cc: Glenn A. Ballard, Jr., Esq.



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**PATENT APPLICATION INFORMATION RETRIEVAL**



**Other Links**



Search results for patent number: 5,851,808			
Application Number:	08/864,224	Class / Sub-Class:	435/172.300
Filing or 371(c) Date:	02-28-1997	Location:	-
Issue Date of Patent:	12-22-1998	Status:	-
Examiner Name:	RAILEY, JOHNNY	Group Art. Unit:	1636
Earliest Publication No.:	-	Attorney Docket	BCM-02681
Earliest Publication	-	Customer Number:	-
Confirmation Number:	6512		

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**Full-text and Images**

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Parent Continuity Data			
Description	Parent Number	Parent Filing or 371(c) Date	Parent Status
No Parent Continuity Data Found.			

**Child Continuity Data**

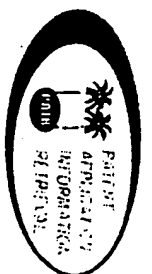
09/122,384 filed on 07-24-1998 which is Pending claims the benefit of 08/864,224
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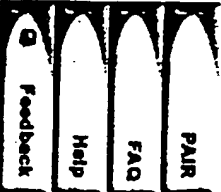


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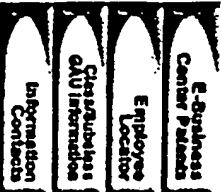
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